United States District Court Southern District of Texas

ENTERED

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION May 31, 2016 David J. Bradley, Clerk

| ALFRED H. DAVIS, Derivatively On Behalf Of PLAINS ALL AMERICAN PIPELINE, L.P., | (c) (c) (c) (c) | |
|--|-----------------|-------------------------------|
| Plaintiff, | § | |
| v. | <u>§</u> | |
| | § | |
| GREGORY L. ARMSTRONG, HARRY N. | § | |
| PEFANIS, AL SWANSON, CHRIS HERBOLD, BERNARD FIGLOCK, | <u>S</u> | |
| EVERARDO GOYANES, GARY R. | Š S | |
| PETERSON, JOHN T. RAYMOND, | S | CIVIL ACTION NO. H-15-3632 |
| ROBERT V. SINNOTT, J. TAFT | | (Consolidated with H-16-0429) |
| SYMONDS, and CHRISTOPHER M. | § | |
| TEMPLE, PLAINS ALL AMERICAN | § | |
| GP LLC, PLAINS AAP, L.P., | § | |
| and PPA GP LLC, | § | |
| 5 6 3 . | § | |
| Defendants. | § § | |
| and | 9 S | |
| and | 8 | |
| PLAINS ALL AMERICAN PIPELINE, | § | |
| L.P., | § | |
| | § | |
| Nominal Defendant. | § | |

ORDER OF CONSOLIDATION

Having considered Defendants' Motion to Consolidate (Docket Entry No. 15) and Plaintiff Alfred H. Davis' Response (Docket Entry No. 21), this court is of the opinion that the Motion to Consolidate should be and is hereby **GRANTED**.

It is therefore ORDERED that <u>Joan O'Grady v. Plains All</u>

<u>American GP LLC</u>, Civil Action No. 4:16-0429 is hereby **CONSOLIDATED**

with <u>Alfred H. Davis v. Gregory L. Armstrong</u>, Civil Action No. 4:15-3632.

Plaintiffs Davis and O'Grady are ORDERED to file a consolidated complaint. Counsel will confer and submit a schedule for filing of the consolidated complaint and for the filing of defendants' motions and plaintiffs' responses.

SIGNED at Houston, Texas, on this the 31st day of May, 2016.

SIM LAKE

UNITED STATES DISTRICT JUDGE